

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Wolfram and Letterio

Art Unit: 1647

Application No. 10/017,372

Filed: October 19, 2001

For: FUNCTIONALIZED TGF-BETA FUSION  
PROTEINS

Examiner: Christopher J. Nichols

Date: January 8, 2003

U.S. PATENT AND TRADEMARK OFFICE  
BOX SEQUENCE  
PO BOX 2327  
ARLINGTON, VA 22202

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on January 8, 2003 as First Class Mail in an envelope addressed to: U.S. PATENT AND TRADEMARK OFFICE, BOX SEQUENCE, PO BOX 2327, ARLINGTON, VA 22202.

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Attorney for Applicants

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**AMENDMENT, ELECTION AND RESPONSE**

This is filed in response to the restriction requirement dated November 8, 2002. A one-month period for response was set, making the response due on or before December 8, 2002. A petition for a one-month extension of time for response accompanies this filing, along with the appropriate fee, now making the response due on or before January 8, 2003. The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to the deposit account referenced on the accompanying transmittal letter.

The Examiner has issued three overlapping restriction requirements in a single document (Paper No. 10). With respect to the first restriction requirement identifying Groups I-IV, Applicants elect Group I (claims 1-37 and 49-56), drawn to a functional TGF- $\beta$  family fusion protein, isolated nucleic acid molecule, vectors, and cells comprising the same. With respect to the second restriction requirement identifying Groups A-Z, AA and BB, Applicants traverse the restriction requirement and provisionally elect Group Y, which pertains to SEQ ID NO: 36. With respect to the third restriction requirement identifying Groups i-iv, Applicants traverse the restriction requirement and provisionally elect Group i, drawn to tags.